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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/626,142

07/24/2003

Paul A. Burgio

58359US003

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02/18/2010

3M INNOVATIVE PROPERTIES COMPANY

PO BOX 33427

ST. PAUL, MN 55133-3427

EXAMINER

SUTTON, DARRYL C

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PAPER NUMBER

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte PAUL A. BURGIO,
MAHFUZA B. ALI and SUMITA B. MITRA

Appeal No. 2010-002957
Application 10/626,142
Technology Center 1600

Mailed: February 18, 2010

Before MERRELL C. CASHION JR., *Resource Administrator*.

ORDER REMANDING THE CASE TO REOPEN PROSECUTION

On September 8, 2008, Appellants filed a Notice of Appeal. On September 15, 2009, the Examiner mailed an Examiner's Answer including a new ground of rejection and giving Appellants the option to either (1) Reopen prosecution or (2) Maintain appeal. On November 13, 2009, Appellants filed a communication electing to reopen prosecution before the Examiner.

Appeal No. 2010-002957
Application No. 10/626,142

Accordingly, the appeal in this application is remanded to the Examiner to reopen prosecution and for further action as appropriate.

If there are any further questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

MCC:psb

3M Innovative Properties Company
P.O. Box 33427
St. Paul, MN 55133-3427